



**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

1600
#18
KAY
1076-02

Applicants:

Glenn McGall and Lisa Kajisa

Serial No.:

09/810,434

Group Art Unit:

1635

Filed:

March 15, 2001

Examiner:

Epps, J. L.

Confirmation No.:

6484

For: PHOSPHITE ESTER OXIDATION IN NUCLEIC ACID ARRAY PREPARATION

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>10-3-02</u>	<u>Dawn Myers</u>
Date	Signature
<u>Dawn Myers</u>	
Typed or printed name of person signing certificate	

Assistant Commissioner for Patents

Box AF

P.O. Box 2327

Arlington, VA 22202

RECEIVED

OCT 11 2002

TECH CENTER 1600/2900

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated July 3, 2002 of the Primary Examiner finally rejecting claims 1-17. The item checked below are appropriate:

1. ☐ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated [] for [] month(s) from [] to [].
2. ☐ A [] month extension of time to respond to the Office Action Made Final dated [] was filed on [] with payment of a \$[] fee.
☐ Applicant hereby petitions for an additional [] month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

10/09/2002 HUONG1 0000013 09810434

320.00 0P

01 FC:119

4. Fees are submitted for the following:

☐ Extension of Time for [] month(s) \$ _____

☐ Additional Extension of Time:

 Fee for Extension ([] mo.) \$ _____

 Less fee paid ([] mo.) - \$ _____

 Balance of fee due \$ 0

☒ Notice of Appeal \$ 320

☐ Other _____ \$ _____

TOTAL \$ 320

5. The method of payment for the total fees is as follows:

- ☒ A check in the amount of \$320.00 is enclosed.
- ☐ Please charge Deposit Account No. 08-0380 in the amount of \$[].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By Lisa M. Treannie

Lisa M. Treannie, Esquire

Registration No.: 41,368

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Facsimile: (978) 341-0136

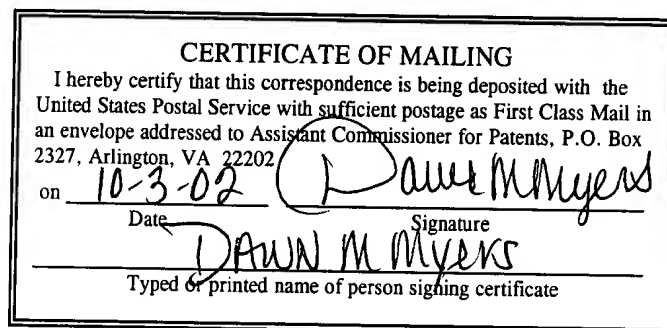
Concord, MA 01742-9133

Date: 10/3/02



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Glenn McGall and Lisa Kajisa
Application No.: 09/810,434 Group: 1635
Filed: March 15, 2001 Examiner: Epps, J.L.
Confirmation No.: 6484
For: Phosphite Ester Oxidation in Nucleic Acid Array Preparation



Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

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OCT 11 2002

TECH CENTER 1600/2900

Sir:

Transmitted herewith is an Amendment After Final for filing in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	17	MINUS	* 20	0
INDEP	2	MINUS	** 3	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

* not fewer than 20
** not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$
X \$42	\$
+ \$140	\$

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$
X \$84	\$
+ \$280	\$

TOTAL = \$ 0

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	
<input type="checkbox"/>	Amendment Fee	\$	
<input type="checkbox"/>	Other Fees:		
		\$	
		\$	
	TOTAL:	\$	0

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	
<input type="checkbox"/>	Amendment Fee	\$	
<input checked="" type="checkbox"/>	Other Fees:		
	Notice of Appeal	\$	320
		\$	
	TOTAL:	\$	320

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Lisa M. Treannie

Lisa M. Treannie, Esquire

Registration No.: 41,368

Telephone (978) 341-0036

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Concord, Massachusetts 01742-9133

Dated: 10/3/02